

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 3611

IN THE MATTER OF:

Served February 21, 1991

Application of TRAILWAYS COMMUTER)
TRANSIT, INC., for a Certificate)
of Authority -- Irregular Route)
Operations)

Case No. AP-91-05

By application filed January 30, 1991, as supplemented February 4, 1991, Trailways Commuter Transit, Inc. (TCT or applicant), seeks a Certificate of Authority to transport passengers in irregular route operations between points in the Metropolitan District.

The transportation would include service under contract with Montgomery County, MD (the County). The County service was proposed to commence February 16, 1991. ^{1/} The service to be provided the County represents Route Nos. 3, 4, 10, 14, 18, and 25 and the "MARC Shuttle" of the County's "Ride-On" system. The service is scheduled, and the application may be consulted for the specifics of the schedule. The proposed transportation would be conducted using 22 vehicles each having a manufacturer's designed seating capacity of 21 passengers. These vehicles are expected to be leased from Greyhound Lines, Inc. (Greyhound).

The application contains, among other things, detailed financial data, information regarding applicant's facilities, and a summary description of TCT's control relationship with Greyhound, ^{2/} its vehicle maintenance program, and its minimum driver requirements.

In determining whether to grant or deny an application for a Certificate of Authority, the Compact at Title II, Article XI, Section 7, requires that the Commission determine whether an applicant is fit, willing, and able to perform that transportation properly and conform to the provisions of the Compact and the Commission's rules, regulations, and requirements and that the transportation is consistent with the public interest. Pursuant to Commission Rule No. 6, this

^{1/} Simultaneously with the filing of this case, TCT filed an application for temporary authority to perform specified, for-hire, passenger transportation for the County's account. That case has been docketed as Case No. AP-91-04, and the application was noticed by Order No. 3605, served February 4, 1991.

^{2/} Greyhound has filed an application for approval of a "control relationship" with applicant. No final determination has been made in that matter as of this date. See Case No. AP-91-06.

order and fulfillment of its requirements will provide notice of TCT's application for a Certificate of Authority. The application is available for inspection at the office of the Commission during its regular business hours.

THEREFORE, IT IS ORDERED:

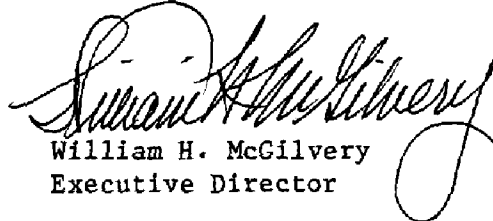
1. That Trailways Commuter Transit, Inc., shall publish once, no later than March 4, 1991, in a newspaper of general circulation in the Metropolitan District, and shall post continuously and conspicuously in each of its revenue vehicles through the deadline for filing protests, notice of this application in the form prescribed by the staff of the Commission.

2. That Trailways Commuter Transit, Inc., shall file with the Commission no later than March 25, 1991, an original and four copies of an affidavit that notice has been posted and published as required in the preceding paragraph.

3. That any person wanting to protest this application shall do so in accordance with Commission Rule No. 13, and any person wanting to be heard on this matter shall so notify the Commission, in writing, no later than March 25, 1991, and shall simultaneously serve a copy of such protest or notice on applicant's attorney, William C. Evans, Esquire, 901 - 15th Street, N.W., Suite 700, Washington, DC 20005.

4. That any person seeking oral hearing on this matter shall file a request in accordance with Commission Regulation No. 54-04(b) no later than March 25, 1991, and shall simultaneously serve a copy of such request on applicant's attorney, William C. Evans, Esquire, 901 - 15th Street, N.W., Suite 700, Washington, DC 20005.

FOR THE COMMISSION:


William H. McGilvery
Executive Director